

2 Am. Jur. 2d Administrative Law § 1

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Administrative Law

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I. Introduction

A. In General

§ 1. Generally; definition of “administrative law”

[Topic Summary](#) | [Correlation Table](#) | [References](#)

West’s Key Number Digest

West’s Key Number Digest, [Administrative Law and Procedure](#)  1, 2.1

Administrative law is concerned with the legal problems arising out of the existence of agencies which combine in a single entity legislative, executive, and judicial powers.¹ Acts necessary to carry out legislative policies and purposes already declared by the legislature are administrative.²

Observation:

The identifying badge of a modern administrative agency is the combination of judicial power (adjudication) with legislative power (rulemaking); however, agencies report to and draw their funds from the legislative body, the executive branch appoints the personnel of the agency, and the residual power of checks resides with the judiciary.³

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Footnotes

¹ [Mitchell v. Wright](#), 154 F.2d 924 (C.C.A. 5th Cir. 1946); [Handlon v. Town of Belleville](#), 4 N.J. 99, 71 A.2d 624, 16 A.L.R.2d 1118 (1950); [Floyd v. Department of Labor and Industries](#), 44 Wash. 2d 560, 269 P.2d 563 (1954).

² [State ex rel. Woods v. Block](#), 189 Ariz. 269, 942 P.2d 428 (1997).

³ [McNeil-Terry v. Roling](#), 142 S.W.3d 828 (Mo. Ct. App. E.D. 2004).

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